

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Date: February 26, 2004

In re Application of:
JON A. WARNER

Filed : FEBRUARY 26, 2004

For : HAND-LAUNCHABLE UNDERWATER PROJECTILE TOY

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

S i r:

INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. §§ 1.56, 1.97, and 1.98

Applicant is submitting this Information Disclosure Statement pursuant to 37 C.F.R. §§ 1.56, 1.97, and 1.98 to disclose to the U.S. Patent Office the patents, publications, applications, and/or other references listed on the enclosed, completed PTO-1449 forms. The filing of this Information Disclosure Statement should not be construed as a representation that a search has been made or as an admission that the listed references are prior art for this application. Applicant respectfully requests that the listed references be expressly considered during prosecution of the application, and that the references be made of record therein and appear among the "references cited" on any patents issuing therefrom.

This Information Disclosure Statement includes six pages of PTO-1449 forms; however, it does not include copies of the references listed on the form(s), as permitted under 37 C.F.R. § 1.98(d), because copies already were

provided in an earlier U.S. application (Serial No. 09/434,839, now U.S. Patent No. 6,699,091) that is relied on here for an earlier effective filing date under 35 U.S.C. § 120.

An English-language abstract of Soviet Union Patent No. 1087-143-A is already of record in the previously cited application identified above.

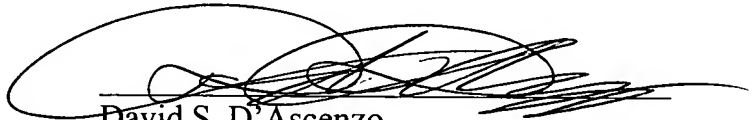
Although resubmission of print copies of the references listed on the enclosed PTO-1449 forms is not required, the Examiner is invited to contact Applicant's undersigned attorney if print copies of the previously submitted references would be helpful to advance prosecution of the present application.

This Information Disclosure Statement is being filed with the application. Therefore, in accordance with 37 C.F.R. § 1.97(b), no fee or statement under 37 C.F.R. § 1.97(e) is required.

Please contact the undersigned with any questions or comments regarding this Information Disclosure Statement.

Respectfully submitted,

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FORM PTO-1449		DOCKET NUMBER		APPLICATION NUMBER		
INFORMATION DISCLOSURE CITATION IN AN APPLICATION		CRV 302A				
		APPLICANT JON A. WARNER				
		FILING DATE February 26, 2004		GROUP ART UNIT		
U.S. PATENT DOCUMENTS						
EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS	FIL. DATE IF APPROP.
	16,819	3/10/1857	Scholfield et al.			
	1,297,273	3/11/1919	Straub et al.			
	1,410,872	3/28/1922	Baldwin			
	1,544,003	6/30/1925	Henderson			
	1,994,490	3/19/1935	Skinner			
	2,364,197	12/5/1944	Dee			
	2,459,357	1/18/1949	Bell			
	2,480,927	9/6/1949	Hopkins			
	2,494,026	1/10/1950	Anderson			
	2,671,398	3/9/1954	Peck			
	2,848,945	8/26/1958	Brumbaugh			
	2,892,409	6/30/1959	Lyon			
FOREIGN PATENT DOCUMENTS						
	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB CLASS	TRANSLATION YES NO
	1087143A	4/1984	Soviet Union			
	5159	1898	U.K.			X
OTHER DOCUMENTS						
		Photographs of Toypedo toy and packaging, 1997.				
		Photographs of Poolaris toy and packaging, 1998.				
EXAMINER			DATE CONSIDERED			

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U.S. PATENT DOCUMENTS						
EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS	FIL. DATE IF APPROP.
	2,925,276	2/16/1960	Leclerc			
	2,943,568	7/5/1960	Pavian			
	2,984,181	5/16/1961	Baldwin, Jr.			
	3,007,410	11/7/1961	Blacker			
	3,015,269	1/2/1962	Potts, Jr.			
	3,060,854	10/30/1962	Maretti			
	3,141,434	7/21/1964	Van Billiard			
	3,150,625	9/29/1964	Brooks			
	3,183,002	5/11/1965	Updaw			
	3,196,823	7/27/1965	Thurston			
	3,216,727	11/9/1965	Hunter			
	3,225,488	12/28/1965	Goldfarb			

FOREIGN PATENT DOCUMENTS						
	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB CLASS	TRANSLATION YES NO

OTHER DOCUMENTS	
	Water Warehouse catalog, p. 22, Spring 1999.
	English language abstract of Soviet Union Patent No. 1087-143-A, 1985.

EXAMINER	DATE CONSIDERED
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	3,434,425	3/25/1969	Critcher			
	3,516,358	6/23/1970	Manninen et al.			
	3,532,300	10/6/1970	Bucklisch et al.			
	3,544,113	12/1/1970	Hand			
	3,575,123	4/13/1971	Shepherd et al.			
	3,727,570	4/17/1973	Molinski			
	3,746,334	7/17/1973	Stubblefield			
	3,754,349	8/28/1973	Wallace			
	3,853,320	12/10/1974	Carella			
	3,915,092	10/28/1975	Monson et al.			
	4,004,514	1/25/1977	Daniels			
	4,021,041	5/3/1977	Goldfarb et al.			
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	4,052,812	10/11/1977	Kupperman et al.			
	4,109,579	8/29/1978	Carter			
	4,144,669	3/20/1979	Ogawa			
	4,153,223	5/8/1979	Romer et al.			
	4,241,535	12/30/1980	Tsukuda			
	4,374,493	2/22/1983	Hoffing			
	4,395,965	8/2/1983	Lang			
	4,448,106	5/15/1984	Knapp			
	4,463,954	8/7/1984	Panse et al.			
	4,478,148	10/23/1984	Applebaum et al.			
	4,563,161	1/7/1986	Zimmerman			
	4,569,300	2/11/1986	Ferris et al.			
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	4,674,706	6/23/1987	Hall			
	H329	9/1/1987	Bahnck			
	4,748,912	6/7/1988	Garcia			
	4,826,465	5/2/1989	Fleischmann			
	4,964,593	10/23/1990	Kranz			
	4,978,088	12/18/1990	Himmert et al.			
	4,979,922	12/25/1990	Clark			
	5,080,017	1/14/1992	Asikainen			
	5,125,344	6/30/1992	Kline et al.			
	5,129,325	7/14/1992	Matzagg			
	5,224,665	7/6/1993	Goldsberry et al.			
	5,269,514	12/14/1993	Adler et al.			

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	5,306,191	4/26/1994	Phillips et al.			
	5,400,712	3/28/1995	Herbage et al.			
	5,498,160	3/12/1996	Farina et al.			
	5,514,023	5/7/1996	Warner			
	5,725,179	3/10/1998	Gilman et al.			
	5,865,662	2/2/1999	Dammann			
	5,882,240	3/16/1999	Larsen			
	6,699,091	3/2/2004	Warner			

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